



Request for City Council Committee Action From the Department of Public Works

Date: August 7, 2012

To: Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee

Subject: **Changes to Sidewalk Reconstruction Assessment Roll for Payable 2013 & Subsequent Years**

Recommendation:

Pass a resolution cancelling a sidewalk repair special assessment for the property identified as PID 13-028-24-44-0098, at 5336 30th Ave South, for payable 2013 and subsequent years' tax files.

Prepared by: Suzette R. Hjermstad, RE Investigator II, 673-2401
Don Elwood, P.E., Director, Transportation Planning & Engineering 673-3622

Approved by:

Steven A. Kotke, P.E., City Engineer, Director of Public Works

Presenters: Suzette R. Hjermstad, RE Investigator II, 673-2401

Reviews:	Permanent Review Committee (PRC):	Not Applicable
	Civil Rights Affirmative Action Plan:	Not Applicable
	Policy review Group (PRG):	Not Applicable

Financial Impact:

Action is within current department budget

Community Impact:

Neighborhood Notification: Not Applicable
Neighborhood Meetings: Not Applicable
City Goals: Maintain the physical infrastructure to ensure a healthy, vital and safe city.
Comprehensive Plan: Not Applicable
Zoning Code: Not Applicable

Background/Supporting Information:

Each year the Public Works Department transmits numerous assessment rolls to the County to be levied to the next years' property tax statements. The assessment rolls are certified to Hennepin County by November 30th of the year.

The purpose of this letter is to request cancellation of a Public Works Department sidewalk repair special assessment for payable 2013 and subsequent years' tax files for a property at 5336 30th Ave S, identified as PID 13-028-24-44-0098. This property has a remaining balance of \$290.16.

This property was included on the 2009 sidewalk assessment roll that was levied to taxes beginning in 2010. The total amount of the assessment was \$725.40. On October 16, 2009, Council passed Resolution 2009R-488 to reduce the sidewalk assessment by one-half, from \$725.40 to \$362.70. The assessment was not reduced on the assessment roll before it was certified to Hennepin County property taxes. The property owner, Lillian Gilbertson, has paid the sidewalk assessment installments with her 2010, 2011 and first half 2012 property taxes. The amount paid to date is equal to the reduced assessment of \$362.70.

We recommend that in addition to cancelling the balance of the sidewalk repair assessment for subsequent tax years 2013 and 2014, the City refund the principal and interest installment of \$79.94 that will be collected with the second half of 2012 taxes.

Under the authority of Chapter 10 of the Minneapolis City Charter, the City Council assesses benefited properties for various improvement projects. Chapter 10, Section 15 of the City Charter further provides that the City Council may, by resolution, direct the County Auditor of Hennepin County, to cancel, on any record, where the same appears, any special assessments therefore assessed and levied by said City Council, whether because the assessment was irregular or erroneous.

T&PW – Your Committee recommends passage and summary publication of the accompanying resolution directing the Hennepin County Auditor to cancel the remainder of a levied 5-year sidewalk repair assessment on the parcel identified by its Property ID Number for taxes payable in 2013 and subsequent years.

Colvin Roy

Cancellation of Minneapolis Public Works Sidewalk Repair Special Assessment

Directing the Hennepin County Auditor to cancel the special assessment for sidewalk repair improvements for the payable 2013 and subsequent years' tax files described hereinafter.

Whereas, in accordance with Chapter 10 of the Minneapolis City Charter, The City Council of the City of Minneapolis passed a resolution on October 16, 2009 as 2009R-488 that reduced by half the following sidewalk assessment and levied the assessment rolls as prepared by the City Engineer and ordered the transmittal of certified copies of the assessment rolls to the Hennepin County Auditor for collection to begin on the 2010 real estate tax statements; and

Whereas, there is the following described assessment that is now paid in full due to the amount of principal and interest collected on the 2010, 2011 and first half of 2012 real estate tax statement due to an error in the amount of the assessment.

Now, Therefore, Be It Resolved by the City Council of the City of Minneapolis:

That pursuant to the provisions of Chapter 10, Section 15 of the Minneapolis City Charter, the Hennepin County Auditor is hereby directed to cancel the following levied 5-year term special assessment from the 2013 and subsequent years' tax statements:

<u>LEVY</u>	<u>PROJECT</u>	<u>PROPERTY ID</u>	<u>ORIGINAL AMT</u>
01052	10S05	13-028-24-44-0098	\$725.40